

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**Docket No.
B12-2527In Re Application Of: **Avis Lloyd McCrary**

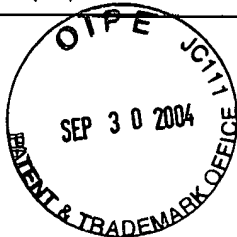
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/825,087	April 15, 2004	NYA	23413	2811	7173

Invention: **PARTICULATE MATERIAL CONTAINING THERMOPLASTIC ELASTOMER AND METHODS FOR MAKING AND USING SAME**Mail Stop Missing PartsCOMMISSIONER FOR PATENTS:

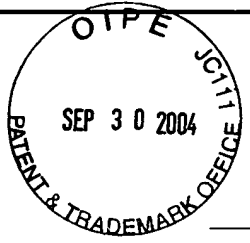
This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
June 30, 2004
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ Other (list):

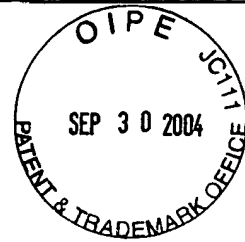


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<div style="text-align: center;"><u>TO THE COMMISSIONER FOR PATENTS:</u> <u>Mail Stop Missing Parts</u></div> <div style="float: right; text-align: center;"></div> <div style="clear: both;"></div> <table><tr><td><input checked="" type="checkbox"/> Completion of application fees as calculated below:</td><td></td></tr><tr><td><input checked="" type="checkbox"/> Utility application filing fee</td><td>\$770.00</td></tr><tr><td><input type="checkbox"/> Design application filing fee</td><td></td></tr><tr><td><input checked="" type="checkbox"/> Total number of independent claims = 9</td><td>\$516.00</td></tr><tr><td><input checked="" type="checkbox"/> Total number of claims = 100</td><td>\$1,440.00</td></tr><tr><td><input type="checkbox"/> Multiple dependent claims</td><td></td></tr><tr><td><input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath</td><td>\$130.00</td></tr><tr><td><input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor</td><td></td></tr><tr><td><input type="checkbox"/> Fee for processing an application filed with a non-English language specification</td><td></td></tr><tr><td><input type="checkbox"/> Fee for processing and retention of application</td><td></td></tr><tr><td>Total completion of application fees</td><td>\$2,856.00</td></tr></table> <p>This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.</p> <table><tr><td><input checked="" type="checkbox"/> One month</td><td><input type="checkbox"/> Two months</td><td><input type="checkbox"/> Three months</td><td><input type="checkbox"/> Four months</td><td><input type="checkbox"/> Five months</td></tr><tr><td>from: August 30, 2004</td><td>until: September 30, 2004</td><td colspan="3"></td></tr><tr><td>Date</td><td>Date</td><td colspan="3"></td></tr><tr><td colspan="2">Total time extension fees</td><td colspan="3">\$110.00</td></tr><tr><td colspan="2">Total fees due</td><td colspan="3">\$2,966.00</td></tr></table>							<input checked="" type="checkbox"/> Completion of application fees as calculated below:		<input checked="" type="checkbox"/> Utility application filing fee	\$770.00	<input type="checkbox"/> Design application filing fee		<input checked="" type="checkbox"/> Total number of independent claims = 9	\$516.00	<input checked="" type="checkbox"/> Total number of claims = 100	\$1,440.00	<input type="checkbox"/> Multiple dependent claims		<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath	\$130.00	<input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor		<input type="checkbox"/> Fee for processing an application filed with a non-English language specification		<input type="checkbox"/> Fee for processing and retention of application		Total completion of application fees	\$2,856.00	<input checked="" type="checkbox"/> One month	<input type="checkbox"/> Two months	<input type="checkbox"/> Three months	<input type="checkbox"/> Four months	<input type="checkbox"/> Five months	from: August 30, 2004	until: September 30, 2004				Date	Date				Total time extension fees		\$110.00			Total fees due		\$2,966.00		
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Filing Date Granted (PTO-1533) (Large Entity)**
**Docket No.
B12-2527**
In Re Application Of: Avis Lloyd McCrary

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/825,087	April 15, 2004	NYA	23413	2811	7173

Invention: PARTICULATE MATERIAL CONTAINING THERMOPLASTIC ELASTOMER AND METHODS FOR MAKING AND USING SAME
TO THE COMMISSIONER FOR PATENTS:
Mail Stop Missing Parts


The fee of \$2,966.00 is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 06-1130
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 06-1130
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Dated: September 30, 2004
**David E. Rodrigues
Registration No. 50,604
(860) 286-2929**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 C.F. : 1.8(a)] on 9/30/04

(Date)

Signature of Person Mailing Correspondence

Amanda M. Douville

Typed or Printed Name of Person Mailing Correspondence

cc:



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,087	04/15/2004	Lloyd Avis McCrary	B12-2527

23413
CANTOR COLBURN, LLP
55 GRIFFIN ROAD SOUTH
BLOOMFIELD, CT 06002

CONFIRMATION NO. 7173

FORMALITIES LETTER

OC000000013117168

Date Mailed: 06/30/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$1956 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$2856 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

10/04/2004	MBERHE	00000014	061130	10825087
02	FC:1001	770.00	DA	
03	FC:1201	516.00	DA	
04	FC:1202	736.00	DA	

- Total additional claim fee(s) for this application is \$1956

- \$516 for 6 independent claims over 3.
- \$1440 for 80 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE